

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1347 be amended to read as follows:

- 1 Page 6, between lines 31 and 32, begin a new paragraph and insert:
- 2 "SECTION 8. IC 20-26-5-1, AS ADDED BY P.L.1-2005,
- 3 SECTION 10, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2006]: Sec. 1. (a) A school corporation shall:
- 5 (1) conduct an educational program for all children who reside
- 6 within the school corporation in kindergarten (**subject to**
- 7 **subsection (e)**) and in grades 1 through 12; and
- 8 (2) provide each preschool child with a disability with an
- 9 appropriate special education as required under IC 20-35-4-9
- 10 only if the general assembly appropriates state funds for
- 11 preschool special education.
- 12 (b) A school corporation may:
- 13 (1) conduct an educational program for adults and children at
- 14 least fourteen (14) years of age who do not attend a program
- 15 described in subsection (a);
- 16 (2) provide instruction in vocational, industrial, or manual
- 17 training;
- 18 (3) provide libraries for the schools of the school corporation;
- 19 (4) provide public libraries open and free for the use and benefit
- 20 of the residents and taxpayers of the school corporation where
- 21 permitted by law;
- 22 (5) provide vacation school and recreational programs;
- 23 (6) conduct other educational or other activities as are permitted
- 24 or required to be performed by law by any school corporation;
- 25 and
- 26 (7) provide a school age child care program that operates during
- 27 periods when school is in session for students who are enrolled
- 28 in a half-day kindergarten program.
- 29 (c) A school corporation shall develop a written policy that
- 30 provides for:
- 31 (1) the implementation of a school age child care program for

1 children who attend kindergarten through grade 6 that, at a
2 minimum, operates after the school day and may include periods
3 before school is in session or periods when school is not
4 otherwise in session (commonly referred to as a latch key
5 program) and is offered by the school corporation; or
6 (2) the availability of the school corporation's buildings or parts
7 of the school corporation's buildings to conduct the type of
8 program described in subdivision (1) by a nonprofit organization
9 or a for-profit organization.

10 (d) The written policy required under subsection (c) must address
11 compliance with certain standards of reasonable care for children served
12 by a child care program offered under subsection (c), including:

- 13 (1) requiring the offering entity to acquire a particular amount of
14 liability insurance; and
15 (2) establishing maximum adult to child ratios governing the
16 overall supervision of the children served.

17 If a school corporation implements a child care program as described in
18 subsection (c)(1) or enters into a contract with an entity described in
19 subsection (c)(2) to provide a child care program, the school
20 corporation may not assess a fee for the use of the building, and the
21 contract between the school corporation and the entity providing the
22 program must be in writing. However, the school corporation may
23 assess a fee to reimburse the school corporation for providing security,
24 maintenance, utilities, school personnel, or other costs directly
25 attributable to the use of the building for the program. In addition, if a
26 school corporation offers a child care program as described in
27 subsection (c)(1), the school corporation may assess a fee to cover costs
28 attributable to implementing the program.

29 **(e) Beginning with the 2008-2009 school year, a school**
30 **corporation may offer a full-day kindergarten program in any**
31 **school within the school corporation that has kindergarten classes.**
32 **However, a parent may elect:**

- 33 **(1) not to send a child to kindergarten; or**
34 **(2) to send a child to kindergarten for only a half day.**

35 **(f) By 2011-2012 school year, each school corporation shall**
36 **offer a full-day kindergarten program in any school within the**
37 **school corporation that has kindergarten classes.**

38 ~~(e)~~ **(g)** The powers under this section are purposes as well as
39 powers."

40 Renumber all SECTIONS consecutively.

(Reference is to EHB 1347 as printed February 17, 2006.)

Senator SIMPSON